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IN THE PATENT AND TRADEMARK OFFICE

In re the application of:) ART UNIT: 3661
)
Clifford Kraft et Vasilios)
Dossas) EXAMINER: Y. Beaulieu
)
Serial Number: 10/674,151)
)
Filing Date: Sept 29, 2003)
)
Title: SYSTEM AND METHOD FOR)
PROVIDING REAL-TIME ROAD)
CONSTRUCTION INFORMA-)
TION FOR VEHICLE TRIP)
PLANNING SYSTEMS)
)
)

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria VA. 22313

Honorable Commissioner:

Kindly accept this NOTICE OF APPEAL. All of the claims have been twice-rejected. This case has been in appeal several times. In each case, the examiner has removed the case from appeal and re-opened prosecution. The latest appeal before this was initiated by a notice of appeal on June 7, 2007 with a compliant brief filed on Dec. 14, 2007. The examiner re-opened examination with the current non-final office action issued Oct. 24, 2008. The applicants choose to place the case back into appeal rather than respond to the examiner's office action.

01/27/2009 RMEBRAHT 00000001 10674151

01 FC:1999

265.00 OP

Adjustment date: 01/27/2009 RMEBRAHT
09/22/2006 TTRAN1 00000046 10674151
-250.00 OP
01 FC:2401

The applicant is paying the fee difference of \$15 between the last time a notice of appeal was filed and this time.

Respectfully Submitted



Clifford H. Kraft
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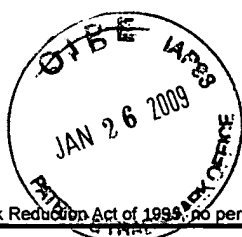
Tel 708 528-9092

This paper is being placed in United States First Class Mail with sufficient postage addressed to Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450 on:

Date: JAN. 21, 2009

Signed: Clifford Kraft

Name: Clifford H. Kraft



PTO/SB/31 (12-08)

Approved for use through 01/31/2009. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] Jan. 21, 2009
on _____

Signature

Typed or printed
name

CLIFFORD H. KRAFT

In re Application of
Clifford H. Kraft et al.Application Number
10/674,151Filed
09/29/2003

For Sys & Meth. Real Time Road Const. Info ..

Art Unit
3661Examiner
Y. Beaulieu

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$ 30.00

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$ 15.00

☐ A check in the amount of the fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☐ The Director has already been authorized to charge fees in this application to a Deposit Account.☐ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. _____☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

☐ applicant/inventor.☐ assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)☒ attorney or agent of record. 35,229
Registration number☐ attorney or agent acting under 37 CFR 1.34.
Registration number if acting under 37 CFR 1.34. _____

Signature

Clifford H. Kraft

Typed or printed name

708 528-9092

Telephone number

JAN. 21, 2009

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☐ *Total of _____ forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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